



CITY OF COLUMBIA  
CITY COUNCIL MEETING MINUTES  
TUESDAY, OCTOBER 1, 2013  
6:00 P.M.  
CITY HALL COUNCIL CHAMBERS  
1737 MAIN STREET

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The Columbia City Council conducted a Regular Meeting on Tuesday, October 1, 2013 at City Hall, 1737 Main Street, Columbia, South Carolina. The Honorable Mayor Stephen K. Benjamin called the meeting to order at 6:17 p.m. and the following members of Council were present: The Honorable Sam Davis, The Honorable Tameika Isaac Devine, The Honorable Leona K. Plough, The Honorable Brian DeQuincey Newman, The Honorable Cameron A. Runyan and The Honorable Moe Baddourah. Also present were Ms. Teresa B. Wilson, City Manager and Ms. Erika D. Moore, City Clerk. This meeting was advertised in accordance with the Freedom of Information Act.

### **RIBBON CUTTING**

Mayor Stephen K. Benjamin and the members of City Council unveiled the newly renovated City Council Chambers.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Boy Scout Troop 37 Cobra Patrol of Shandon Methodist Church. The troop leader is Mr. Pete Leventis.

### **INVOCATION**

Chaplain Darrell Croft, Columbia Fire Department offered the invocation.

**\*\*Mayor Benjamin invited everyone to City Hall on Friday, October 4, 2013 at 6:00 a.m. to 9:00 a.m. to participate in the Annual Isabel Law Breast Cancer Breakfast. He also extended an invitation to the 26<sup>th</sup> Annual Mayor's Prayer Breakfast on Monday, October 7, 2013 at 7:00 a.m. at The Zone.**

Mayor Benjamin unveiled the Historic Landmark marker for City Hall. He said that it is a wonderful initiative led by our City Manager and staff to apply the landmark designation to 130 historic buildings across our city. He said it is one way to highlight the importance of historic preservation.

### **ADOPTION OF THE AGENDA**

Upon a motion made by Mr. Davis and seconded by Mr. Runyan, Council voted unanimously to adopt the agenda with the following amendments:

- Mayor Benjamin and Mr. Baddourah will abstain from discussing **Item 32**.
- Defer consideration of **Item 40**.

## **PUBLIC INPUT RELATED TO AGENDA ITEMS**

*No one appeared at this time.*

## **APPROVAL OF MINUTES**

1. Meeting Minutes of April [23](#), April [30](#), May [7](#), May [21](#), June [4](#) and June [18](#), 2013 – *Approved as presented.*

Upon a motion made by Ms. Plough and seconded by Mr. Newman, Council voted unanimously to approve the Minutes of April 23, April 30, May 7, May 21, June 4 and June 18, 2013.

## **PRESENTATIONS**

**\*\*Ms. Teresa Wilson**, City Manager presented Ms. Melissa Gentry, Assistant City Manager with a 20 year service pin.

2. [Domestic Violence Awareness Month Proclamation](#) – The Honorable Tameika Isaac Devine

Councilor Devine said that October is also Domestic Violence Awareness Month. She announced the 7<sup>th</sup> Annual Mayor's Walk Against Domestic Violence in Finlay Park on October 12, 2013. She said the walk is free to the public and donations are accepted for Sister Care. She thanked Nancy Barton of Sister Care and Colleen Bozard of the South Carolina Coalition Against Domestic Violence and Sexual Assault for their hard work and dedication.

**Ms. Nancy Barton**, Executive Director of Sister Care said we need a full community response to deal with a problem as complex as domestic violence, especially when South Carolina has the highest rate of women killed by men in the nation.

Mayor Benjamin and the members of Council proclaimed October 2013 as Domestic Violence Month in the City of Columbia.

3. [Fire Prevention Week Proclamation](#) – Mr. Aubrey Jenkins, Fire Chief

**Mr. Aubrey Jenkins**, Fire Chief announced that Fire Prevention Week is October 5-12, 2013 and will focus on preventing kitchen fires, because it is the number one cause for household fires. He provided an overview of the history of Fire Prevention Week which is always observed during the week of October 9<sup>th</sup>. He said a 17<sup>th</sup> Annual Fire Prevention Week Parade will begin at City Hall on Monday, October 5, 2013 at 10:00 a.m. He announced the other activities associated with Fire Prevention Week.

Mayor Benjamin and the members of Council proclaimed October 5-12, 2013 as Fire Prevention Week in the City of Columbia.

4. [Cyber Security Awareness Month Proclamation](#) – The Honorable Mayor Stephen K. Benjamin

Mayor Benjamin stated that technology plays a vital role in our daily lives and in the future; it affects everything, each and every citizen, our schools, our libraries, our businesses and every organization uses the internet for a variety of tasks including keeping in contact with family and friends. He said we have to make sure that the critical infrastructure of our society is protected. He said the U.S. Department of Homeland Security has established the Office of Cyber Security and Communications and we work closely with them as a city and with the White House in trying to ensure that we protect the city's information technology.

Mayor Benjamin and the members of Council proclaimed October as Cyber Security Awareness Month in the City of Columbia.

**\*\*Mayor Benjamin took a moment of personal privilege and told the young people in the audience that the making of laws does not consist of getting up and down, taking pictures and passing proclamations; that is a very important piece of the puzzle. He said the impact of the federal government shutdown on local governments across this country is a very serious issue. He said many of us are disappointed that Congress wasn't able to reach an agreement on the fiscal year 2014. I Columbia, we have 3,500 civilians who work at Fort Jackson and several thousand more who work at regional federal offices and they all immediately feel the impact of this shutdown. Some estimates indicate that the American economy will lose almost \$1 billion per week while the government is shutdown. Every year, cities like Columbia are responsible for passing a balanced budget and we do it; we take that responsibility very seriously and our citizens deserve this level of accountability at every level and we are going to insist that it happen on the federal level as well. He said he drafted a letter that he will be circulating amongst his colleagues for signature. The letter will be sent to our federal delegation asking them all to use their leadership, their leadership positions and their leadership skills to encourage their colleagues to end the government shutdown immediately.**

5. [Introduction of the 2013 Fall Mayor's Fellows](#) – The Honorable Mayor Stephen K. Benjamin

Mayor Benjamin introduced the following 2013 Fall Mayor's Fellows. He said these are college students who are contributing in meaningful ways to the advancement of this city.

Nick Spencer

Joseph Alberson

Gracie Faulkenberry

Shannon Stanich

Renee Asamoah

James Johnson

Brandon Lofele

Katlin McClamrock (*A peer high school student*)

Jonathan Holt

Chelsea Evans

Mollie Roe

**\*\*Ms. Teresa Wilson, City Manager recognized the students participating in the Columbia College Communications and Leadership Program.**

## **OTHER MATTERS**

### 6. [Traffic Control Request](#)

Upon a motion made by Mayor Benjamin and seconded by Mr. Davis, Council voted unanimously to approve the installation of Two (2) Speed Humps and a Three-way Stop on Edisto Avenue in the Wales Garden Neighborhood.

### 7. [Three-way Stop Request](#)

Upon a motion made by Mayor Benjamin and seconded by Mr. Runyan, Council voted unanimously to approve the installation of a Multi-way Stop Control at the intersection of Shelley Road and Milton Lane in the South Meadowfield Neighborhood.

### 8. [Neighborhood Street Lighting Request](#)

Upon a motion made by Mayor Benjamin and seconded by Mr. Baddourah, Council voted unanimously to approve a request from Hampton Woods to upgrade eleven (11) existing street lights to decorative lighting.

| Neighborhoods<br>Listed by Priority | Existing<br>Lights | Current<br>Lease Cost /<br>Annually | Project<br>Request<br>Total | Total<br>Year to<br>Date |
|-------------------------------------|--------------------|-------------------------------------|-----------------------------|--------------------------|
| Hampton Woods                       | 11                 | \$1,308.12                          | \$385.00                    | \$1,217.44               |

## **CONSENT AGENDA**

Councilor Plough noted that **Item 23** is the disposition of a parking garage, but not the land. She said she had several questions, staff provided additional information and she is now comfortable with the deal.

Upon a motion made by Mr. Runyan and seconded by Mr. Newman, Council voted unanimously to approve the **Consent Agenda Items 9 through 22 and 24 through 31. Item 23** was approved by a separate motion.

## **CONSIDERATION OF BIDS, AGREEMENTS and CHANGE ORDERS**

9. Council is asked to approve [Project SS723514; An Agreement for General Engineering Services](#), as requested by Utilities and Engineering. Award to URS Corporation in the amount of \$75,000.00. This vendor is located in Columbia, SC. *Funding Source: Sewer Improvements Fund; 5516208-SS723514-638305 – **Note:** This task will assist on an as needed basis for sewer related services for the Wastewater Treatment Plant. The original budgeted amount for this project is \$75,000.00. - Approved*

10. Council is asked to approve a [Contract Renewal for the Annual Emergency Notification System](#), as requested by the Columbia-Richland 911 Communication Center. Award to Everbridge SmartGIS in the amount of \$75,500.00. This vendor is located in Glendale, CA. *Funding Source: County Emergency Communication/Maintenance and Service Contract, 2082702-638200; \$37,750.00 & Emergency Communications/311/Maintenance and Service Contract, 1012701-638200; \$37,750.00 – **Note:** This system is used to alert citizens during severe weather and hurricane seasons. - Approved*
11. Council is asked to approve a [Contract Renewal for Citywide Copier Services](#), as requested by the Purchasing Department. Award to Pollock Company in the amount of \$210,600.00. This vendor is located in West Columbia, SC. *Funding Source: Copying/Xerox Copy and Supply; 6208951-627200 - Approved*
12. Council is asked to approve the [Purchase of Radio Air Time for Fiscal Year 2013/2014](#), as requested by the Police Department. Award to Motorola Systems, using the SC State Contract in the amount of \$228,000.00. This vendor is located in Blythewood, SC. *Funding Source: Police Administrative Services/Other Lease/Rental; 1012402-636500 - Approved*
13. Council is asked to approve a [Contract Renewal for Bill Printing Services](#), as requested by the Customer Care Division. Award to Laser Print Plus in the amount of \$781,132.80. This vendor is located in the City of Columbia Industrial Park. *This will be charged as follows: - Approved*

| Services                                     | Accounts                         | Amounts      |
|--|----------------------------------|--------------|
| Electronic Archiving and Billing Services    | 5511407-638300                   | \$34,290.00  |
| Water Billing & Collection Notice Processing | 5511407-638300<br>5511407-631100 | \$713,310.00 |
| Solid Waste Bill Processing                  | 1014401-636000                   | \$11,167.20  |
| Parking Bill Processing                      | 5313101-621000<br>5313101-631100 | \$3,045.60   |
| Parking Summons Processing                   | 5311411-637000                   | \$19,320.00  |

## ORDINANCES – SECOND READING

### [Memorandum clarifying major changes in Building Codes \(Items 14-21\)](#)

14. [Ordinance No.: 2013-088](#) – Amending the 1998 Code of Ordinance of the City of Columbia, South Carolina, Chapter 5, Article II, Building and Technical Codes, Division 5, Electric Code, Sec. 5-111, Adoption; conflicting provisions – *First reading approval was given on September 17, 2013. - Approved on second reading.*

15. [Ordinance No.: 2013-089](#) – Amending the 1998 Code of Ordinance of the City of Columbia, South Carolina, Chapter 5, Article II, Building and Technical Codes, Division 6, Mechanical Code, Sec. 5-131, Adoption; conflicting provisions – *First reading approval was given on September 17, 2013. - Approved on second reading.*
16. [Ordinance No.: 2013-090](#) – Amending the 1998 Code of Ordinance of the City of Columbia, South Carolina, Chapter 5, Article II Building and Technical Codes, to add Division 9, International Residential Code for One- and Two-Family Dwellings, Sec. 5-191, Adoption; conflicting provisions – *First reading approval was given on September 17, 2013. - Approved on second reading.*
17. [Ordinance No.: 2013-091](#) – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 5, Article II, Building and Technical Codes, Division 2, Building Code, Sec. 5-51, Adoption; conflicting provisions – *First reading approval was given on September 17, 2013. - Approved on second reading.*
18. [Ordinance No.: 2013-092](#) – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 5, Article II, Building and Technical Codes, Division 4, Plumbing Code, Sec. 5-91, Adoption; conflicting provisions – *First reading approval was given on September 17, 2013. - Approved on second reading.*
19. [Ordinance No.: 2013-093](#) – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 9, Fire Prevention and Protection, Article IV, Fire Prevention Code, Sec. 9-61, Adoption – *First reading approval was given on September 17, 2013. - Approved on second reading.*
20. [Ordinance No.: 2013-094](#) – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 5, Article II, Building and Technical Codes, Division 3, Gas Code, Sec. 5-71, Adoption; conflicting provisions – *First reading approval was given on September 17, 2013. - Approved on second reading.*
21. [Ordinance No.: 2013-095](#) – Amending Code of Ordinances of the City of Columbia, South Carolina, Chapter 5, Buildings and Building Regulations, Article II, Building and Technical Codes, Division 7, Property Maintenance Code, Sec. 5-151, Adoption; conflicting provisions – *First reading approval was given on September 17, 2013. - Approved on second reading.*
22. [Ordinance No.: 2013-083](#) – Authorizing the City Manager to execute a Lease Agreement between the City of Columbia, Bright-Meyers 2001 LLC and HWS Baseball V, LLC for lease of the property known as Capital City Stadium – *First reading approval was given on September 17, 2013. - Approved on second reading.*



23. [Ordinance No.: 2013-098](#) – Authorizing the City Manager to execute a Limited Warranty Deed conveying the improvements (an approximate 300 space parking garage) known as the Bell South Parking Garage constructed on property located between Williams Street, Taylor Street and Huger Street from the City of Columbia to The Taylor Street Company, L.L.C.; a Memorandum of Understanding between the City of Columbia and The Taylor Street Company, L.L.C.; and an Amendment No. 1 to Option, Lease and Parking Agreement to Convey between the City of Columbia and The Taylor Street Company, L.L.C. [Little Red Schoolhouse Tract](#)– *First reading approval was given on September 17, 2013. – Council voted five (5) to two (2) to give second reading approval to Ordinance No.: 2013-098.*

Upon a motion made by Mr. Runyan and seconded by Ms. Devine, Council voted five to two to give second reading approval to Ordinance No.: 2013-098 – Authorizing the City Manager to execute a Limited Warranty Deed conveying the improvements (an approximate 300 space parking garage) known as the Bell South Parking Garage constructed on property located between Williams Street, Taylor Street and Huger Street from the City of Columbia to The Taylor Street Company, L.L.C.; a Memorandum of Understanding between the City of Columbia and The Taylor Street Company, L.L.C.; and an Amendment No. 1 to Option, Lease and Parking Agreement to Convey between the City of Columbia and The Taylor Street Company, L.L.C. Voting aye were Mr. Newman, Mr. Runyan, Ms. Plaugh, Ms. Devine and Mr. Davis. Voting nay were Mr. Baddourah and Mayor Benjamin.

24. [Ordinance No.: 2013-100](#) – Granting an encroachment to 925 G, LLC for installation and maintenance of two (2) doors and four (4) planters within the right of way area adjacent to 923 Gervais Street and 925 Gervais Street Richland County TMS #09013-11-17 – *First reading approval was given on September 17, 2013. - Approved on second reading.*
25. [Ordinance No.: 2013-104](#) – Granting encroachment to Holy Trinity Greek Church for installation and maintenance of a new driveway, sidewalk, storm drainage, landscaping and an irrigation system within the right of way area of the 1200 block of Calhoun Street and 1900 block of Main Street adjacent to its building at 1910 Main Street, Richland County TMS #09015-12-19A – *First reading approval was given on September 17, 2013. - Approved on second reading.*
26. [Ordinance No.: 2013-105](#) – Granting an encroachment to Cantina 76 - Main LLC for placement and maintenance of seven (7) tables and twenty-eight (28) chairs for use by its patrons for outdoor dining during normal business hours within the sidewalk right of way immediately adjacent to its business at 1301 Main Street and 1100 block of Lady Street – *First reading approval was given on September 17, 2013. - Approved on second reading.*

27. [Ordinance No.: 2013-106](#) – Granting encroachment to Roger B. Whaley, James F. Williams, Jr. and Assembly Restaurant, LLC for installation and maintenance of a driveway in the right of way area of the 1000 block of Assembly Street and a driveway with brick pavers in the 1000 block of Senate Street adjacent to 1031 Assembly Street, Richland County TMS #08916-09-04 and 08916-09-05 – *First reading approval was given on September 17, 2013. - Approved on second reading.*
28. [Ordinance No.: 2013-113](#) – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 2, Administration, Article II, Division I, Generally, Sec. 2-56 Appearance of citizens – *First reading approval was given on September 17, 2013. - Approved on second reading.*

#### MAP AMENDMENT – SECOND READING

29. [1531 Senate Street](#), TMS# 11401-10-01(p); request to rezone a portion of from C-1, -DD (Office and Institutional, Design/Development Overlay District) to C-4,-DD (Central Area Commercial District, Design/Development Overlay District). – *First reading approval was given on September 17, 2013. - Approved on second reading.*
- Council District: 3
- Proposal: Rezone a portion of parcel from C-1, -DD zoning to C-4,-DD
- Applicant: Heather A. Mitchell, AIA, the Boudreaux Group, Inc. for the University of South Carolina
- PC Recommendation: Approve (5-0), 08/05/13
- Staff Recommendation: Approve

#### TEXT AMENDMENT – SECOND READING

30. [Amend §17-112](#) to add/delete special exception criteria for the Board of Zoning Appeals. – *First reading approval was given on September 17, 2013.*
- Council District: 1, 2, 3, and 4
- Proposal: Amend Chapter 17 – 112 (2)
- Applicant: K. Brian Cook, Zoning Administrator
- PC Recommendation: Approve (5-0), 08/05/13
- Staff Recommendation: Approve

[Ordinance No.: 2013-110](#) – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning, Land Development and Zoning, Article III, Division 3, Board of Zoning Appeals, Sec. 17-112 Powers and duties, (2) Special exceptions (a) Duties; (b) Procedures in consideration of special exception applications; and (c) Criteria for special exceptions – *First reading approval was given on September 17, 2013. - Approved on second reading.*



CASES WITH MAP AMENDMENT AND TEXT AMENDMENT (Landmark Designation) – SECOND READING

31. **(A. Map Amendment)**

1600 Main Street, TMS# R09014-04-13; request to rezone from C-5 (Central Business District) to C-5, -DP (Central Business District, Design Preservation Overlay District). – *First reading approval was given on September 17, 2013. - Approved on second reading.*

**(B. Text Amendment)**

**Amend §17-691 (d)** to designate structure located at **1600 Main Street** (TMS# R09014-04-13) as a Group III Landmark. – *First reading approval was given on September 17, 2013.*

District: 2

Proposal: Rezone from C-5 to C-5,-DP and Amend Chapter 17 - Article V, Division 3 - §17-691 (c) to designate structure as a Group III Landmark.

Applicant: Krista M. Hampton, Director of Planning and Development Services

DDRC Recommendation: Approve (6-0) 06/13/13

PC Recommendation: **A.** Approve (5-0), 08/05/13

**B.** Approve (5-0), 08/05/13

Staff Recommendation: Approve

Ordinance No.: 2013-085 – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning, Land Development and Zoning, Article V, Historic Preservation and Architectural Review, Division 3, Landmarks and Design Protection Districts, Sec. 17-681 District identified (c) (3) – *First reading approval was given on September 17, 2013. - Approved on second reading.*

**ORDINANCES – FIRST READING**

32. Ordinance No.: 2013-087 (*Revised*) – Amending the 1998 Code of Ordinance of the City of Columbia, South Carolina, Chapter 2, Administration, Article II, Mayor and Council, Division 1, Generally, Sec. 2-31 Salaries of mayor and councilmembers – *Mayor Benjamin and Mr. Baddourah abstained from discussing this item.*

Councilor Devine noted that she provided research that she found online and asked if any additional information was found regarding peer cities or commensurate duties.

Ms. Pamela Benjamin, Human Resources Director said she also looked at comparable services being provided by peer cities along with staffing. She said with any type of salary setting you look at comparable jobs. She distributed that information to Council.

Mr. Kenneth E. Gaines, Esq., City Attorney explained that the organizational powers and duties of Council are outlined under 5-70-170 and they apply to all forms of government. He explained that Council has to decide the salaries of its members, but the salaries are not effective until the commencement date of the terms of two (2) or more members elected in the next general election following the adoption of the ordinance. He further explained that if we do not enact an ordinance raising the salary of the mayor, the mayor elected in November will be stuck with \$17,500 a year, even under a new form of government. He noted that the ordinance is contingent upon the passing of the referendum on December 3, 2013 and would not go into effect until July 2014. He said this is required by State law and doesn't assume that the current Council will seek re-election or be re-elected.

There was an in-depth discussion between City Council and the City Attorney regarding the following:

- The city manager's position and existing contract
- The assistant city managers' positions
- The salary of an administrator
- Supervision of the administrator
- The appropriate salary range for the mayor
- What the mayor would be compensated for
- Budgetary implications / approval processes
- The approval process for additional staff for the mayor
- Directing department heads
- Restricting outside employment for a fulltime mayor
- The value of the Mayor's current and future fringe benefits
- The current budget and expenditures for the Mayor's Office
- Compensation of other mayors in similar municipalities

**Mr. Baddourah left the meeting at 7:39 p.m.**

Upon a motion made by Mr. Newman and seconded by Mr. Runyan, Council voted unanimously to set the annual ceiling salary for the mayor under the mayor-council form of government at \$160,000 in addition to fringe benefits, subject to including a clause on exclusivity to paid compensation.

Upon a motion made by Mr. Newman and seconded by Mr. Runyan, Council voted unanimously to approve an annual compensation in the amount of \$75,000 for the mayor under the council-manager form of government effective July 1, 2014.

33. [Ordinance No.: 2013-107](#) – Granting encroachment to John M. Herr and Lucrecia L. Herr for installation and maintenance of a parking pad within the right of way area adjacent to 3611 Foxhall Road, Richland County TMS# 14109-02-14 – *Consideration of this item was deferred on September 17, 2013.*

Dr. John Herr, Applicant said there was a complaint by Ms. Garland that this pad drained water onto her property and that he was in violation of the code for placing that pad there. He said he applied for an ordinance to clear up the violation.

Ms. Emily Garland said they failed to get a permit to build anything and they failed to get a city engineer to approve the yard work that was done. She presented photographs to the members of Council. She said she offered to allow her neighbors to tie into her French drain if they paid half of the costs, but they declined to accept the offer.

Ms. Krista Hampton, Director of Planning and Development Services reported that staff has investigated the complaint and so did the Engineering Department. She said the pad is not contributing to the water issues on the property.

Mayor Benjamin asked to have the neighbors continue the discussion.

Councilor Plough told the applicant that if he were developing this under regulation he would have been required to keep his water onsite. She said it would be helpful if we could get everybody to retain water on their property. She also encouraged him to work with his neighbor.

Mr. Harold Ratterree said the creek runs beside his house. He said his property was washed out and part of his driveway is missing. The city put a rock barrier on the sides to keep the dirt from falling in. He said the wall is starting to tilt and water is washing his yard into the creek. He said the wall is going to fall into the creek. He asked that the city come out and look into the situation.

Upon a motion made by Mayor Benjamin and seconded by Ms. Devine, Council voted unanimously to give first reading approval to Ordinance No.: 2013-107 – Granting encroachment to John M. Herr and Lucrecia L. Herr for installation and maintenance of a parking pad within the right of way area adjacent to 3611 Foxhall Road, Richland County TMS# 14109-02-14.

34. [Ordinance No.: 2013-112](#) – Approving certification of site under S.C. Code Ann. §12-65-50 of the South Carolina Textiles Communities Revitalization Act for 214 Wayne Street, Richland County TMS #08913-12-10 – [Plat Area](#) – *Approved on first reading.*

Councilor Plough asked if this is like the Bailey Bill and how does it affect taxes.

Mr. Richard Burts said this is a tax credit on the state level.

Mayor Benjamin said it provides a tax credit for developers.

Upon a motion made by Mayor Benjamin and seconded by Ms. Plough, Council voted unanimously to give first reading approval to Ordinance No.: 2013-112 – Approving certification of site under S.C. Code Ann. §12-65-50 of the South Carolina Textiles Communities Revitalization Act for 214 Wayne Street, Richland County TMS #08913-12-10.

## **RESOLUTIONS**

35. [Resolution No.: R-2013-059](#) – Authorizing the City Manager to execute a Management Agreement between the City of Columbia and the Columbia Museum of Art Commission for the management of Boyd Plaza

Councilor Plough suggested adding a one-year term to the agreement.

Ms. Teresa Wilson, City Manager said staff would support that.

Upon a motion made by Mr. Davis and seconded by Mr. Newman, Council voted unanimously to approve Resolution No.: R-2013-059 – Authorizing the City Manager to execute a Management Agreement between the City of Columbia and the Columbia Museum of Art Commission for the management of Boyd Plaza as amended to include a one year term.

Upon a single motion made by Ms. Devine and seconded by Mr. Newman, Council voted unanimously to approve **Items 36 and 37**.

36. [Resolution No.: R-2013-091](#) – Authorizing consumption of beer and wine only at the Rocky Branch Bash in Martin Luther King, Jr. Memorial Park – *Event date is October 20, 2013.*
37. [Resolution No.: R-2013-089](#) – Authorizing consumption of beer and wine only at the South Carolina Oyster Festival in the 1600 block of Blanding Street – *Event date is November 24, 2013.*
38. [Resolution No.: R-2013-092](#) – Amending Resolution R-2005-012 and Resolution R-2013-086 Provisions for Council Agenda Items

Councilor Plough explained that the required materials would include an ordinance, contract or resolution they the Council is required to act on, but they can also receive auxiliary materials at or before the meeting. She said something would be published with a called meeting of Council. She said that emergency meetings would be handled differently.

Upon a motion made by Ms. Plough and seconded by Ms. Devine, Council voted unanimously to approve Resolution No.: R-2013-092 – Amending Resolution R-2005-012 and Resolution R-2013-086 Provisions for Council Agenda Items.

39. [Resolution No.: R-2013-093](#) – Authorizing the City Manager to execute an Agreement between the City of Columbia and The Midlands Housing Alliance, Inc. for 2025 Main Street – *Approved*

Councilor Runyan made a motion to approve and amend the agreement under point b to reflect that in exchange for the city's investment of \$250,000 in that facility, that they are to provide a clean, safe and secure environment in an around the facility and that Transitions will provide criminal background checks and outstanding warrant checks on all clients.

Mayor Benjamin seconded the motion.

Councilors Devine and Davis disagreed with the proposed amendment.

A motion made by Mr. Runyan and seconded by Mayor Benjamin, to approve Resolution No.: R-2013-093 – Authorizing the City Manager to execute an Agreement between the City of Columbia and The Midlands Housing Alliance, Inc. for 2025 Main Street, subject to amend the agreement under point b to reflect that in exchange for the city's investment of \$250,000 in that facility, that they are to provide a clean, safe and secure environment in an around the facility and that Transitions will provide criminal/sexual background checks and outstanding warrant checks on all clients, failed by a vote of three (3) to three (3). Voting aye were Mr. Runyan, Mr. Newman and Mayor Benjamin. Voting nay were Ms. Plough, Ms. Devine and Mr. Davis.

Upon a motion made by Mr. Runyan and seconded by Mayor Benjamin, Council voted unanimously to approve Resolution No.: R-2013-093 – Authorizing the City Manager to execute an Agreement between the City of Columbia and The Midlands Housing Alliance, Inc. for 2025 Main Street.

## **APPOINTMENTS**

40. [Bicycle Pedestrian Advisory Committee](#) – *Consideration of this item was deferred.*

41. [Board of Zoning Appeals](#)

Upon a motion made by Mayor Benjamin and seconded by Mr. Newman, Council voted unanimously to approve the reappointment of Mr. Patrick Hubbard and Mr. Preston Young to the Board of Zoning Appeals for a second and final three-year term.

## **CITY COUNCIL COMMITTEE REPORTS/REFERRALS**

42. Council is asked to refer a review of the sale of individual cigarettes to the Public Safety Committee, as requested by The Honorable Tameika Isaac Devine.

Upon a motion made by Mr. Newman and seconded by Mr. Davis, Council voted unanimously to refer a review of the sale of individual cigarettes to the Public Safety Committee.

43. Council is asked to refer a presentation of options to obtain police vehicles to the Public Safety Committee, as requested by The Honorable Moe Baddourah.  
– *Consideration of this item was deferred.*
44. Council is asked to refer an update of the VC Summer Nuclear Plant to the Environment and Infrastructure Committee, as requested by The Honorable Cameron A. Runyan.

Upon a motion made by Mr. Runyan and seconded by Ms. Plaugh, Council voted unanimously to refer an update of the VC Summer Nuclear Plant to the Environment and Infrastructure Committee.

Upon a motion made by Mr. Davis and seconded by Ms. Plaugh, Council voted unanimously to bring forth the Commercial Revolving Loan Fund code revisions to City Council for approval on October 15, 2013.

## **APPEARANCE OF THE PUBLIC**

Mr. Bill Manley said two weeks ago at a Press Conference in the Print Building he got sick. He said the City has a lot of wonderful employees, but one person watched over him, took care of him and called EMS for him. He reported that he started to feel better and went home. He said this individual stayed with him until Doris Manley came to take him home. He recognized Fire Chief Jenkins.

## **EXECUTIVE SESSION**

Upon a motion made by Ms. Devine and seconded by Mr. Davis, Council voted unanimously to enter into Executive Session for the discussion of the employment of an employee at 8:50 p.m.

45. \*\*Discussion of employment of an employee - *This item was discussed in Executive Session. No action was taken.*

Upon a motion made by Mayor Benjamin and seconded by Mr. Runyan, Council voted unanimously to adjourn the meeting at 9:17 p.m.



Respectfully submitted by:

Erika D. Moore  
City Clerk